IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL APPLICATION NO.1956 OF 2006

Firoz Bashir Khan ...Applicant.
V/s.
The State of Maharashtra ...Respondent.

Smt.Nasreen Ayubi, adv. appointed for the Applicant.
Smt.S.V.Gajare, APP for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 10th April, 2007.

P.C.:

1. Heard Ms.Ayubi advocate appointed for the applicant, who has moved this application through jail and Ms.Gajare the learned APP for the State.

2. To state in brief, on 21-2-2006 the present applicant had sent a complaint to the Hon'ble The Chief Justice of India by way of letter from Amravati Jail. In that letter he had contended that he was facing 3 criminal cases at Kalyan in Thane district. All the cases were arising out of Mahatma Phule police station. As he was also wanted in one case before Teeshajari Court, Delhi, he was initially transferred to Tihar jail and thereafter, he was shifted to Yervada jail, Pune, Arthur Road Jail, Bombay and then to Central Jail, Amravati. According to him, he was not being produced before the Court therefore, he sought direction that he

may be detained at Aadharwadi Jail, Kalyan or Central Jail, Thane and he should be produced before the Court as and when his cases are fixed. As his grievances are pertaining to the police and jail authorities in Maharashtra, his complaint was sent by the Supreme Court to this High Court for taking necessary action and disposal in accordance with the law.

3. Report was called. As per the latest report dated 4-4-2007 from Thane Central Jail, it appears that he was required in all 5 cases. However, he has been released in crime no. 116 of 2005 under Section 169 of the Cr.P.C. He has been also released from the detention under Maharashtra Preventive Detention Act. Presently there are 3 cases against him. One is before Teeshajari Court, New Delhi and two cases are pending before the Ad-hoc Additional Sessions Judge, Kalyan. It is also reported that only for the transit period, he was detained at Amravati Jail. Since 1-4-2006 he is detained in Central Prison, Thane. In view of this there should not be any difficulty to produce him before the Court as and when required by the Court.

4. In view of the above circumstances, Superintendent Central Jail, Thane is hereby directed to produce the accused before the Court as and when

directed by the concerned Courts without fail.

5. Application stands disposed off in terms of the above directions.

(J.H. Bhatia,J.)